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PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

SELLERS, E. *et al.*

Serial No.: 09/584,669

Filed: June 1, 2000

Group Art Unit: 1654

Examiner: M.V. Meller

For: Therapeutic and Diagnostic Methods Dependent on CYP2A Enzymes

MAIL STOP AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

NOTICE OF APPEAL

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the Examiner. Claims 22, 23, and 35-49 are pending with claims 35-44 and 46-49 being withdrawn. The Examiner has rejected claims 22, 23 and 45 and improperly withdrawn claims 36, 39, 42, 46-49 in the above-captioned application. Therefore Applicants respectfully **appeal** claims 22, 23, 36, 39, 42 and 45-49. A check in the amount of $330.00 is attached to cover the Notice of Appeal fee ($330.00) for a large entity. In the event of any variance between the amount enclosed and the fees determined by the U.S. Patent and Trademark Office, please charge or credit any such variance to the undersigned's Deposit Account No. 50-0206.

Respectfully submitted,

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